

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

September 4, 2008

DIVISION ONE

[illegible]

The judgment is affirmed.

Rothschild, J.

We concur: Mallano, P.J.
 Neidorf, J. (Assigned)

DIVISION TWO

[illegible]

The judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.
 Doi Todd, J.

September 4, 2008 (Continued)

DIVISION TWO (continued)

B193512 Rie (Not for Publication)
v.
Kang, et al.

The judgment is affirmed. Appellant to pay the costs of appeal.

Chavez, J.

We concur: Doi Todd, Acting P.J.
Ashmann-Gerst, J.

B199966 Lewis, et al. (Not for Publication)
v.
Good Samaritan Hospital

The judgment is affirmed. Appellants are ordered to pay the costs of appeal.

Chavez, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

DIVISION THREE

B203365 People (Not for Publication)
v.
Danny Delapaz Rivera

The judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

DIVISION SIX

B204862 Gottesman et al., (Not for Publication)

v.

Cathedral Oaks Tennis, Swim & Athletic Club

The order is affirmed. The stay, which was imposed by this court on March 13, 2008, is vacated. Costs on appeal are awarded in favor of respondents

Gilbert, P.J.

We concur: Coffee, J.
 Perren, J.

B202380 People (Not for Publication)

v.

Cervantes

The judgment is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
 Perren, J.

B201185 Masry, as Trustee, etc., (Certified for Publication)

v.

Masry et al.,

The judgment is affirmed. Costs are awarded to respondents.

Gilbert, P.J.

We concur: Yegan, J.
 Perren, J.

September 4, 2008 (Continued)

DIVISION SIX (continued)

B195384 People (Not for Publication)
v.
Wood

The abstract of judgment is ordered to be corrected as set forth in point VI. In all other respects, the judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

B194933 People
v.
Calvin

Filed order denying petition for rehearing.

DIVISION SEVEN

Court reconvened at 9:00 a.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and John P. Lepo, Deputy Clerk.

Each of the following:

B195594 People v. Rios et al.
B196514 People v. Horne
B196946 People v. Ford
B196967 People v. Gonzalez
B199173 People v. Batres
B199622 People v. Washington
B200022 People v. Hernandez
B201967 People v. Santiago
B202249 People v. Antonio C.

DIVISION SEVEN (continued)

Each of the following (continued):

B202867 People v. Jonathan R.

B203184 People v. Taylor

B203228 People v. Alva

Argument waived, cause submitted.

B199121 People
 v.
 Marcus C.

Merits:

Argued by Deborah Blanchard for appellant and by Blythe Leszkay,
Deputy Attorney General for respondent. Cause submitted.

B204608 People
 v.
 Marroquin

Merits:

Argued by Antonio Zaldana for appellant and by Scott Haywood, Deputy
Attorney General for respondent. Cause submitted.

B200913 People
 v.
 Osio

Merits:

Argued by Stephen Hinkle for appellant and by Michael Katz, Deputy
Attorney General for respondent. Cause submitted.

DIVISION SEVEN (continued)

B199157 People
 v.
 Davis

Merits:

Argued by William Capriola for appellant and by David Glassman, Deputy Attorney General for respondent. Cause submitted.

B207133 In re Ascencio
 on
 Habeas Corpus

Merits:

Argued by David Goodwin for petitioner and by Jonathan Kline, Deputy Attorney General for respondent. Cause submitted.

B195240 Lemma
 v.
 United Independent Taxi Drivers, Inc.

Merits:

Argued by D. Joshua Staub for appellant and by Neil Evans for respondent. Cause submitted.

B189864 Williams et al.
 v.
 Washington Mutual

Merits:

Argued by Donald B. Williams, appellant in propria persona and by Patricia Kelly for respondent. Cause submitted.

Jackson, J. leaves the bench.

DIVISION SEVEN (continued)

B195365 Inova Management et al.
 v.
 Lawrence Silver et al.

Merits:

Argued by Robert Muhlbach for appellants Lawrence Silver et al., by Edward Susolik for appellants Huntington Reproductive Medical Center et al., by Terence Sternberg for respondent Inova Management et al., and by Gerard Mooney for respondent Brian Acacio. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and John P. Lepo, Deputy Clerk.

B195722 Slaughter et al.
 v.
 Whiting

Argument waived, cause submitted.

B195986 Berghoff
 v.
 Trevino

Merits:

Argued by John Carpenter for appellant and by Warren Gilbert for respondent. Cause submitted.

B195911 Oldham
 v.
 Flynt et al.

Merits:

Argued by Jeremy Rosen for appellants and by Gerald Serlin for respondent. Cause submitted.

DIVISION SEVEN (continued)

Jackson, J leaves the bench.

B189272 Harper et al.
v.
24 Hour Fitness

Merits:

Argued by Ian Herzog for appellants and by Susan Allison for respondent.
Cause submitted.

B195871 Reno Metal Products
v.
Steiny & Company et al.

Merits:

Argued by Christopher Wilson for appellant, by Jason Thornton for respondent Steiny & Company, and by Nedra Jenkins, Deputy County Counsel for respondent Metropolitan Transportation Authority. Cause submitted.

Court adjourned.

DIVISION EIGHT

B203094 Hawkins, III (Not for Publication)
v.
Cecil Hotel,

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
Flier, J.

DIVISION EIGHT (continued)

B201345 Los Angeles County, D.C.S. (Not for Publication)
v.
Kathleen C.

The dependency court's findings pursuant to Welfare & Institutions Code, section 300, subdivision (d), regarding sexual abuse by Anthony, and Kathleen's inability to protect against sexual abuse, are reversed. The matter is remanded to the dependency court with directions to issue such further orders as are consistent with this opinion.

Bigelow, J.

We concur: Rubin, Acting P.J.
Flier, J.

B200549 Estate of Pat Z. Lopez, Deceased. (Not for Publication)
McCullough, Jr.,
v.
Lopez,

The judgment is affirmed. Respondent shall recover his costs on appeal.

Rubin, J.

We concur: Cooper, P.J.
Bigelow, J.